



RCE/3641
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Bates
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PTO/SB/30 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Request For Continued Examination (RCE) Transmittal Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/088,155
	Filing Date	March 12, 2002
	First Named Inventor	Jiri NESVEDA
	Art Unit	3641
	Examiner Name	E. Miller
	Attorney Docket No.	321402000200

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☒ Other Amendment filed on August 20, 2003
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/Declaration(s)
- iv. ☐ Other _____
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☒ Other Petition for Extension of Time (1 page), Return postcard
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 03-1952
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☒ Other Fee Transmittal Form + duplicate for Fee Processing (2 pages)
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	James J. Mullen, III, Ph.D.	Registration No. (Attorney/Agent)	44,957
Signature		Date	October 14, 2003

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 10-14-03 Signature: (Michael Boyd)

sd-168215

10/17/2003 MAHED1 00000138 031952 10088155

01 FC:1801 770.00 DA



Use in lieu of PTO/SB/17 (08-03)
(Form updated to reflect FY 2004 fees effective 10/1/03)

FEE TRANSMITTAL for FY 2004 <small>Effective 10/01/2003, Patent fees are subject to annual revision.</small>		Complete if Known		
		Application Number	10/088,155	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	March 12, 2002	
		First Named Inventor	Jiri NESVEDA	
		Examiner Name	E. Miller	
TOTAL AMOUNT OF PAYMENT (\$)		880.00	Art Unit	3641
METHOD OF PAYMENT (check all that apply)		Attorney Docket No.		321402000200
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None		3. ADDITIONAL FEES		
<input checked="" type="checkbox"/> Deposit Account: Deposit Account Number: 03-1952 Deposit Account Name: Morrison & Foerster LLP The Director is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		FEE CALCULATION (continued)		
FEE CALCULATION		FEE CALCULATION (continued)		
1. BASIC FILING FEE		Large Entity Small Entity		
Fee Code Fee (\$)		Fee Code Fee (\$)		
1001 770 2001 385 Utility filing fee		1051 130 2051 65 Surcharge - late filing fee or oath		
1002 340 2002 170 Design filing fee		1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet.		
1003 530 2003 265 Plant filing fee		1053 130 1053 130 Non-English specification		
1004 770 2004 385 Reissue filing fee		1812 2,520 1812 2,520 For filing a request for ex parte reexamination		
1005 160 2005 80 Provisional filing fee		1804 920* 1804 920* Requesting publication of SIR prior to Examiner action		
SUBTOTAL (1) (\$)		1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action		
0.00		1251 110 2251 55 Extension for reply within first month		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		1252 420 2252 210 Extension for reply within second month		
Total Claims -- = Extra Claims Fee from below Fee Paid		1253 950 2253 475 Extension for reply within third month		
Independent Claims -- =		1254 1,480 2254 740 Extension for reply within fourth month		
Multiple Dependent		1255 2,010 2255 1,005 Extension for reply within fifth month		
Large Entity Small Entity		1401 330 2401 165 Notice of Appeal		
Fee Code Fee (\$)		1402 330 2402 165 Filing a brief in support of an appeal		
1202 18 2202 9 Claims in excess of 20		1403 290 2403 145 Request for oral hearing		
1201 86 2201 43 Independent claims in excess of 3		1451 1,510 1451 1,510 Petition to institute a public use proceeding		
1203 290 2203 145 Multiple dependent claim, if not paid		1452 110 2452 55 Petition to revive - unavoidable		
1204 86 2204 43 ** Reissue independent claims over original patent		1453 1,330 2453 665 Petition to revive - unintentional		
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent		1501 1,330 2501 665 Utility issue fee (or reissue)		
SUBTOTAL (2) (\$)		1502 480 2502 240 Design issue fee		
0.00		1503 640 2503 320 Plant issue fee		
**or number previously paid, if greater; For Reissues, see above		1460 130 1460 130 Petitions to the Commissioner		
SUBMITTED BY		Other fee (specify)		
(Complete if applicable)		SUBTOTAL (3) (\$)		
Name (Print/Type) James J. Mullen, III, Ph.D.		880.00		
Registration No. (Attorney/Agent) 44,957		Telephone (858) 720-7940		
Signature		Date October 14, 2003		

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